

AF/1615
PATENT
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Attorney Docket 054160-5060-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Tsuneji SUZUKI *et al.*) Group Art Unit: 1615
)
Application No. 10/049,666) Examiner: Amy E. Pulliam
)
Filed: February 15, 2002)
)
For: Pharmaceutical Agent Comprising)
a Benzamide Derivative as Active)
Ingredient)

Commissioner for Patents
U.S. Patent and Trademark Office
220 20th Street S.
Customer Window, Mail Stop AF
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

TRANSMITTAL FORM

1. Transmitted herewith is a Notice of Appeal.
2. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply. Applicants petition for an additional two-month extension of time from April 30, 2004 to June 30, 2004. If Applicants have inadvertently overlooked the need for an additional extension of time, please consider this a Petition therefor.
3. Fee Calculation (37 C.F.R. § 1.16):

CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	7	minus	22	0	\$18 each=	0.00
Independent Claims	1	minus	3	0	\$86 each=	0.00
First presentation of Multiple dependent claim					\$290.00	0.00
Sub-total =						0.00
Reduction by ½ for filing by a small entity						0.00
Total Fee =						\$00.00

4. Fee Payment: The Commission is hereby authorized to charge **\$1,170.00** to Deposit Account 50-0310 for payment of the additional two-month extension of time fee (\$840.00) and the Notice of Appeal fee (\$330.00).


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5. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. § 1.136(a)(3).

Dated: **June 30, 2004**
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Respectfully submitted,
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